

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SCC ALAMEDA POINT LLC,

No. C 10-05178 CRB

Plaintiff,

ORDER

v.

CITY OF ALAMEDA, ET AL.,

Defendants.

For the reasons stated in open court, the Court orders as follows:

1. Alameda Defendants' Motion to Dismiss Plaintiff's Estoppel Claims is GRANTED with prejudice and without leave to amend;

2. Alameda Defendants' Motion to Dismiss Plaintiff's Breach of Contract Claims is DENIED;

3. Defendant Gallant's Motion to Dismiss Plaintiff's Fraud Claims is GRANTED without prejudice and with leave to amend;

4. Defendant Gallant's Motion to Strike is DENIED.

IT IS SO ORDERED.

Dated: October 21, 2011



CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE